



February 24, 2014

ENGROSSED SENATE BILL No. 291

DIGEST OF SB 291 (Updated February 24, 2014 12:33 pm - DI 84)

Citations Affected: IC 4-6; IC 35-31.5.

Synopsis: Human trafficking investigations. Provides that "law enforcement agency", for purposes of receiving information concerning a violation of the human trafficking statute, includes the attorney general and an agency whose principal function is the apprehension of criminal offenders. Specifies that the attorney general has the same authority as a law enforcement agency to access and maintain information regarding a violation of the human trafficking statute. Permits the attorney general to assist with the investigation and prosecution of a violation of the human trafficking statute.

Effective: July 1, 2014.

**Waterman, Tomes, Steele, Zakas,
Randolph, Hume, Eckerty**

(HOUSE SPONSORS — COX, MCNAMARA, RIECKEN, LEHMAN)

January 13, 2014, read first time and referred to Committee on Judiciary.

January 23, 2014, reported favorably — Do Pass.

January 27, 2014, read second time, ordered engrossed.

January 28, 2014, engrossed. Read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

February 10, 2014, read first time and referred to Committee on Courts and Criminal Code.

February 24, 2014, reported — Do Pass.

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February 24, 2014

Second Regular Session 118th General Assembly (2014)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

ENGROSSED SENATE BILL No. 291

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 4-6-2-12 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2014]: **Sec. 12. (a) The attorney general has the same authority**
4 **as a law enforcement agency (as defined in IC 35-47-15-2) to:**

5 **(1) access (as defined in IC 35-43-2-3); and**

6 **(2) maintain;**

7 **information regarding a violation of IC 35-42-3.5-1 (human**
8 **trafficking).**

9 **(b) The attorney general may assist with the investigation and**
10 **prosecution of an alleged violation of IC 35-42-3.5-1 (human**
11 **trafficking). However, the attorney general does not have the**
12 **power to arrest or criminally prosecute individuals for a violation**
13 **of IC 35-42-3.5-1.**

14 SECTION 2. IC 35-31.5-2-183, AS ADDED BY P.L.114-2012,
15 SECTION 67, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
16 JULY 1, 2014]: **Sec. 183. (a) "Law enforcement agency," for**

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1 purposes of receiving information concerning a violation of
2 IC 35-42-3.5-1 (human trafficking), means:
3 (1) an agency or department of:
4 (A) the state; or
5 (B) a political subdivision of the state;
6 whose principal function is the apprehension of criminal
7 offenders; and
8 (2) the attorney general.
9 (b) "Law enforcement agency", for purposes of IC 35-47-15, has the
10 meaning set forth in IC 35-47-15-2.



COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill No. 291, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 291 as introduced.)

Committee Vote: Yeas 6, Nays 0

Senator Steele, Chairperson

COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 291, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to SB 291 as printed January 24, 2014.)

Committee Vote: Yeas 9, Nays 0

Representative McMillin

